

103^D CONGRESS
2^D SESSION

H. R. 1277

To amend title 18, United States Code, to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 1993

Mr. CUNNINGHAM (for himself and Mr. HALL of Texas) introduced the following bill; which was referred to the Committee on the Judiciary

APRIL 14, 1994

Additional sponsors: Mr. McMILLAN, Mr. HUNTER, Ms. MOLINARI, Mr. FROST, Mr. BARTON of Texas, Mr. DOOLITTLE, Mr. SOLOMON, Mr. BARTLETT of Maryland, Mr. GALLEGLY, Mr. CRANE, Mr. BAKER of California, Mr. SPENCE, Mr. GINGRICH, Mr. BONILLA, Mr. GILLMOR, Mr. YOUNG of Alaska, Mr. RAVENEL, Mrs. THURMAN, Mr. HOAGLAND, Mr. RAMSTAD, Mr. TEJEDA, Mr. GILMAN, Mr. DARDEN, Mr. HANCOCK, Mr. LINDER, Mr. HOKE, Mr. INGLIS of South Carolina, Mr. ROGERS, Mr. KOPETSKI, Mr. PACKARD, Mr. KING, Mr. BREWSTER, Mr. PETERSON of Minnesota, Mr. PORTMAN, Mr. SCHAEFER, Mrs. JOHNSON of Connecticut, Mr. EMERSON, Mr. HOLDEN, and Mr. ANDREWS of New Jersey

A BILL

To amend title 18, United States Code, to exempt qualified current and former law enforcement officers from State laws prohibiting the carrying of concealed handguns.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “1993 Community
3 Protection Initiative”.

4 **SEC. 2. EXEMPTION OF QUALIFIED CURRENT AND FORMER**
5 **LAW ENFORCEMENT OFFICERS FROM STATE**
6 **LAWS PROHIBITING THE CARRYING OF CON-**
7 **CEALED HANDGUNS.**

8 (a) IN GENERAL.—Chapter 44 of title 18, United
9 States Code, is amended by inserting after section 926A
10 the following:

11 **“§ 926B. Carrying of concealed handguns by qualified**
12 **current and former law enforcement offi-**
13 **cers**

14 “(a) Notwithstanding any other provision of the law
15 of any State or any political subdivision thereof, a quali-
16 fied current or former law enforcement officer who is car-
17 rying appropriate written identification of such status may
18 carry a concealed handgun.

19 “(b) As used in this section:

20 “(1) The term ‘qualified law enforcement offi-
21 cer’ means an officer, agent, or employee of a public
22 agency who—

23 “(A) is a law enforcement officer;

24 “(B) is authorized by the agency to carry
25 a firearm in the course of duty; and

1 “(C) is not the subject of any disciplinary
2 action by the agency; and

3 “(D) meets such requirements as have
4 been established by the agency with respect to
5 firearms.

6 “(2) The term ‘qualified former law enforce-
7 ment officer’ means an individual who—

8 “(A) retired from service with a public
9 agency as a law enforcement officer, other than
10 for reasons of mental disability; and

11 “(B) immediately before such retirement,
12 was a qualified law enforcement officer;

13 “(C) has a nonforfeitable right to benefits
14 under the retirement plan of the agency;

15 “(D) meets such requirements as have
16 been established by the State in which the indi-
17 vidual resides with respect to training in the
18 use of firearms; and

19 “(E) is not prohibited by Federal law from
20 receiving a firearm.

21 “(3) The term ‘law enforcement officer’ means
22 an individual authorized by law to engage in or su-
23 pervise the prevention, detection, investigation, or
24 prosecution of any violation of law.

4 “(A) was issued to the individual by the
5 public agency with which the individual serves
6 or served as a law enforcement officer; and

7 “(B) identifies the holder of the document
8 as a current or former officer, agent, or em-
9 ployee of the agency.”.

(b) CLERICAL AMENDMENT.—The table of sections for such chapter is amended by inserting after the item relating to section 926A the following:

“926B. Carrying of concealed handguns by qualified current and former law enforcement officers.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect 180 days after the date of the enactment of this Act.

•HR 1277 SC